

ESTTA Tracking number: **ESTTA286204**

Filing date: **05/27/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91174072
Party	Plaintiff Color Image Apparel, Inc.
Correspondence Address	Maha Sarah Gordon & Rees LLP 101 West Broadway Suite 1600 San Diego, CA 92101 UNITED STATES msarah@gordonrees.com, sgill@gordonrees.com, mgonzalez@gordonrees.com, ipdocket@gordonrees.com
Submission	Plaintiff's Notice of Reliance
Filer's Name	Maha Sarah
Filer's e-mail	ipdocket@gordonrees.com, msarah@gordonrees.com, sgill@gordonrees.com
Signature	/Maha Sarah/
Date	05/27/2009
Attachments	BELLA ROC Notice of Reliance.pdf ( 6 pages )(805849 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Trademark Application  
Serial No. 78/807,854  
Filed: February 6, 2006  
Published: September 26, 2006  
By Rocawear Licensing LLC  
For the Trademark BELLA ROC

Opposition No. 91174072

**OPPOSER'S NOTICE OF RELIANCE  
PURSUANT TO RULE 2.122(d)(2)**

COLOR IMAGE APPAREL, INC., a  
California corporation

Opposer,

v.

ROCAWEAR LICENSING LLC  
A Limited Liability Company

Applicant.

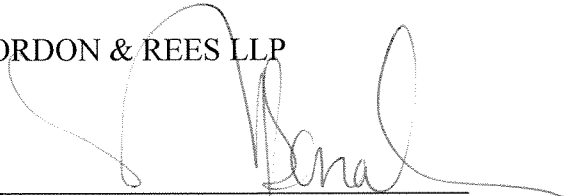
**OPPOSER'S NOTICE OF RELIANCE PURSUANT TO RULE 2.122(d)(2)**

Opposer, by its attorney, hereby submits this Notice of Reliance pursuant to Rule 2.122(d)(2). Specifically, Opposer relies on its pleaded Registration Nos. 2,668,441 and 2,895,709 and submits herewith certified copies of each said registration, said copies showing both the current status of and current title to the registration.

Dated: May 27, 2009

GORDON & REES LLP

by

  
Richard P. Sybert  
Maha Sarah  
Attorneys For Opposer  
COLOR IMAGE APPAREL, INC.

Enclosures  
Certified Copies of Registration  
Nos. 2,668,441 and 2,895,709

**Certificate of Mailing by First Class Mail**

I hereby certify that the **OPPOSER'S NOTICE OF RELIANCE PURSUANT TO RULE 2.122(d)(2)** is being served by mail by depositing with the United States Postal Service by First Class Mail service to Addressee on May 27, 2009, as follows:

Ali R. Latifi, Esq.  
TUCKER & LATIFI, LLP  
160 East 84<sup>th</sup> Street, Suite 5-E  
New York, NY 10028  
Fax: (212) 744-6509

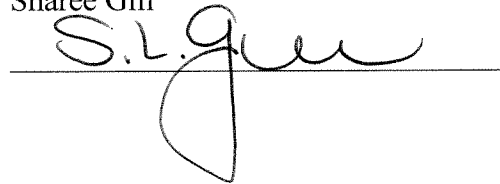
Date of Mailing:

May 27, 2009

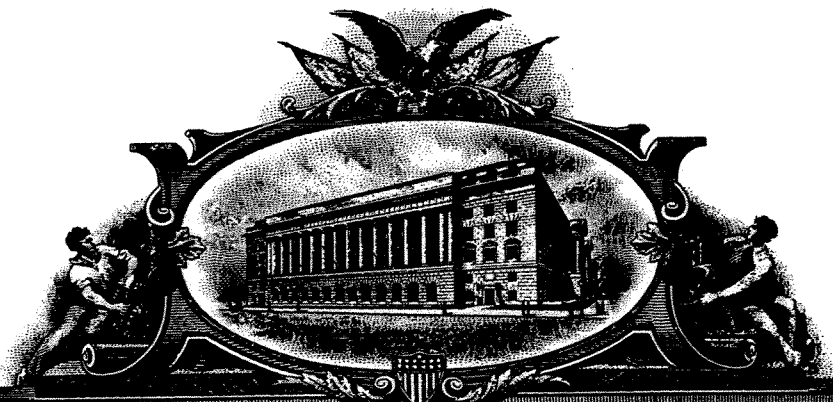
Printed Name:

Sharee Gill

Signature:

A handwritten signature in cursive script, appearing to read "S.L. Gill", is written over a horizontal line. The signature is fluid and stylized, with the first letters of the first and last names being capitalized and prominent.

7185211



# THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office**

**May 20, 2009**

**THE ATTACHED U.S. TRADEMARK REGISTRATION 2,895,709 IS  
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY  
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH  
REGISTRATION IS IN FULL FORCE AND EFFECT.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *October 19, 2004*  
SAID RECORDS SHOW TITLE TO BE IN: *Registrant***

**By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

**P. SWAIN**

**Certifying Officer**



**Int. Cl.: 25**

**Prior U.S. Cls.: 22 and 39**

**United States Patent and Trademark Office**

**Reg. No. 2,895,709**

**Registered Oct. 19, 2004**

**TRADEMARK  
PRINCIPAL REGISTER**

**BELLA**

COLOR IMAGE APPAREL, INC. (CALIFORNIA  
CORPORATION)  
6670 FLOTILLA STREET  
COMMERCE, CA 90040

FOR: MEN'S, WOMEN'S AND CHILDREN'S  
CLOTHING, NAMELY JEANS, DRESSES, SKIRTS,  
MINISKIRTS, SHORTS, PANTS, SLACKS, TROU-  
SERS, SUITS, PANTSUITS, JACKETS, SWEATERS,  
CARDIGANS, PULLOVERS, COATS, SPORT COATS,  
BLOUSES, VESTS, BLAZERS, OVERALLS, SWEAT-  
SHIRTS, SWEATPANTS, SWEATSHORTS, SWEAT-  
SUITS, SHIRTS, POLO SHIRTS, KNIT SHIRTS,  
SPORT SHIRTS, TEE-SHIRTS, COTTON SHIRTS,  
TOPS, TANK-TOPS, HALTER TOPS, KNIT TOPS,  
WOVEN TOPS, BODYSUITS, CAMISOLES, PAJA-  
MAS, JUMPSUITS, SWIM SUITS, SWIMWEAR,  
SOCKS, GLOVES; CLOTHING ACCESSORIES

NAMELY BELTS, SCARVES, HATS, CAPS AND  
VISORS; FOOTWEAR, NAMELY LOAFERS, ESPA-  
DRILLES, SANDALS, THONGS, MULES, PUMPS,  
ATHLETIC SHOES, SLIPPERS, BOOTS, BEACH  
FOOTWEAR, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 1-1-2000; IN COMMERCE 1-1-2000.

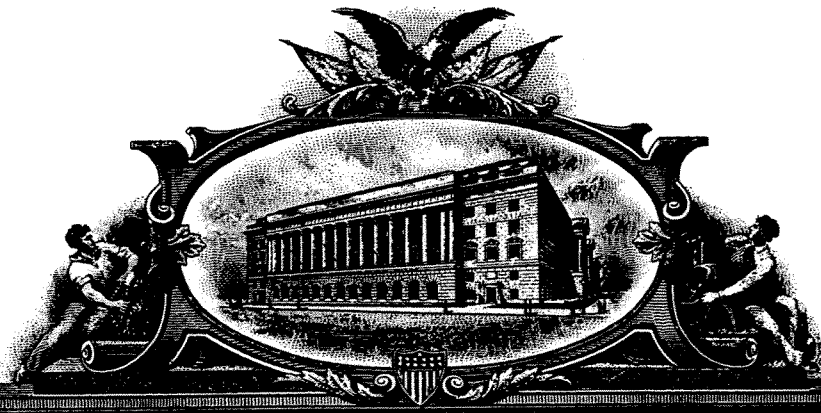
OWNER OF U.S. REG. NO. 2,668,441.

THE ENGLISH TRANSLATION OF "BELLA" IS  
"BEAUTIFUL".

SER. NO. 78-306,447, FILED 9-28-2003.

MATTHEW PAPPAS, EXAMINING ATTORNEY

7185211



# THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE**

**United States Patent and Trademark Office**

**May 20, 2009**

**THE ATTACHED U.S. TRADEMARK REGISTRATION 2,668,441 IS  
CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND  
EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN  
THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES  
PATENT AND TRADEMARK OFFICE.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *December 31, 2002***

**SECTION 8 & 15**

**SAID RECORDS SHOW TITLE TO BE IN:**

***Registrant***

**By Authority of the**

**Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

**P. SWAIN**

**Certifying Officer**



**Int. Cl.: 25**

**Prior U.S. Cls.: 22 and 39**

**United States Patent and Trademark Office**

**Reg. No. 2,668,441**

**Registered Dec. 31, 2002**

**TRADEMARK  
PRINCIPAL REGISTER**

**kella**

**COLOR IMAGE APPAREL, INC. (CALIFORNIA  
CORPORATION)  
601 WALSH AVENUE  
SANTA CLARA, CA 95050**

**FIRST USE 1-1-2000; IN COMMERCE 1-1-2000.**

**SER. NO. 76-308,113, FILED 9-4-2001.**

**FOR: GARMENTS, NAMELY COTTON T-SHIRTS  
AND TOPS, IN CLASS 25 (U.S. CLS. 22 AND 39).**

**AMOS T. MATTHEWS, JR., EXAMINING ATTOR-  
NEY**